IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMARY SUIT NO. 3571 OF 2002.

Alta Leasing & Finance Ltd. ..Plaintiff.

VERSUS.

Mr. Anil V. Kulkarni.
& Ors. ..Defendants.

****

Mrs. R. Pathak i/b M/s. Pathak Associates for the plaintiffs.

Coram: V.M.KANADE, J.
Date: August 24, 2004.

P.C.

1. Heard the learned counsel appearing on behalf of the plaintiff. None appears on behalf of the defendant, though they are served. The plaintiff has filed affidavit of service as also the writ of summons indicating that the defendants have been served. The plaintiff has filed the original documents, which are marked as Exhibit "A-colly."

2. The plaintiff has filed the suit on the basis of a Hundi which was accepted by the defendant No.2 issued in favour of the plaintiff. The defendant No.3 is guarantor for the repayment of loan. The plaintiffs are the finance company which is registered with the Reserve Bank of India. The plaintiff has

annexed original documents indicating that the said bill of exchange was accepted by the defendant No.2. Under the circumstances, the plaintiffs are entitled for the decree in terms of prayer clause (a). The suit is decreed in the above terms. The plaintiffs will be entitled to the refund of court fees as permissible under the rules.

. Certified copy expedited.

(V.M.KANADE,J.)

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